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Attorneys for Debtors  
and Debtors in Possession

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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|---|---|
| -----X  |   |
|   | : |
| <b>In re</b>                                  | : |
|   | : |
| <b>LEHMAN BROTHERS HOLDINGS INC., et al.,</b> | : |
|   | : |
| <b>Debtors.</b>                               | : |
|   | : |
|   | : |
| -----X  |   |

**Chapter 11 Case No.**  
**08-13555 (JMP)**  
**(Jointly Administered)**

**CERTIFICATE OF NO OBJECTION UNDER 28 U.S.C.  
§ 1746 REGARDING THE APPLICATION OF THE DEBTORS  
PURSUANT TO SECTIONS 327(a) AND 328(a) OF THE BANKRUPTCY  
CODE AND BANKRUPTCY RULE 2014 FOR AUTHORIZATION  
TO EMPLOY AND RETAIN BLOOMER deVERE GROUP AVIA, INC. AS  
DEBTORS' BROKER IN CONNECTION WITH THE SALES OF DEBTORS'  
AVIATION ASSETS NUNC PRO TUNC TO THE COMMENCEMENT DATE**

TO THE HONORABLE JAMES M. PECK  
UNITED STATES BANKRUPTCY JUDGE:

Pursuant to 28 U.S.C. § 1746, and in accordance with this Court's case management procedures set forth in the Order Pursuant to Section 105(a) of the Bankruptcy Code and Bankruptcy Rules 1015(c) and 9007 Implementing Certain Notice and Case Management Procedures [Docket No. 285] (the "Case Management Order"), the undersigned hereby certifies as follows:

1. On December 5, 2008, the undersigned, on behalf of Lehman Brothers Holdings Inc. (“LBHI”) and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors in possession (collectively, the “Debtors”), filed with this Court [Docket No. 2084] an Application and Proposed Order Pursuant to Section 327(a) and 328(a) of the Bankruptcy Code and Bankruptcy Rule 2014 for Authorization to Employ and Retain Bloomer deVere Group Avia, Inc. as Debtors’ Broker in Connection with the Sales of Debtors’ Aviation Assets *Nunc Pro Tunc* to the Commencement Date (the “Application”).<sup>1</sup>

2. In accordance with the Case Management Order, December 16, 2008 at 11:00 a.m. (Prevailing Eastern Time) was established as the deadline for parties to object or file a response to the Application (the “Objection Deadline”).

3. The Objection Deadline has now passed and, to the best of my knowledge, no objection or other responsive pleading to the Application has been filed with the Court on the dockets of the above-referenced cases in accordance with the procedures set forth in Case Management Order, nor has any objection or other responsive pleading with respect to the Application been served on Debtors’ counsel.

4. Accordingly, the Debtors respectfully request that the proposed Order, annexed hereto as Exhibit A, and unmodified since filed along with the Application, be entered in accordance with the Application.

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<sup>1</sup> Capitalized terms that are used but not defined in herein shall have the meanings ascribed to them in the Application.

I declare that the foregoing is true and correct.

Dated: December 16, 2008  
New York, New York

/s/ Alfredo R. Pérez  
Alfredo R. Pérez

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**EXHIBIT A**  
**Proposed Order**

**UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK**

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|---|---|
| -----X  |   |
|   | : |
| <b>In re</b>                                  | : |
|   | : |
| <b>LEHMAN BROTHERS HOLDINGS INC., et al.,</b> | : |
|   | : |
| <b>Debtors.</b>                               | : |
|   | : |
|   | : |
| -----X  |   |

**Chapter 11 Case No.**  
**08-13555 (JMP)**  
**(Jointly Administered)**

**ORDER PURSUANT TO SECTIONS  
327(a) AND 328(a) OF THE BANKRUPTCY  
CODE AND RULE 2014 AUTHORIZING THE RETENTION  
AND EMPLOYMENT OF BLOOMER deVERE GROUP AVIA, INC. AS  
DEBTORS' BROKER IN CONNECTION WITH THE SALES OF DEBTORS'  
AVIATION ASSETS NUNC PRO TUNC TO THE COMMENCEMENT DATE**

Upon consideration of the application, dated December 5, 2008 (the "Application"),<sup>1</sup> of Lehman Brothers Holdings Inc. ("LBHI") and its affiliated debtors in the above-referenced chapter 11 cases, as debtors and debtors-in-possession (collectively, the "Debtors"), pursuant to sections 327(a) and 328(a) of title 11 of the United States Code (the "Bankruptcy Code") and Rule 2014 of the Federal Rules of Bankruptcy Procedure (the "Bankruptcy Rules") for authorization to employ and retain Bloomer deVere Group Avia, Inc. ("Bloomer deVere") as the Debtors' broker in connection with the sales of the Debtors' aviation assets *nunc pro tunc* to the Commencement Date, all as more fully described in the Application; and upon the Declaration of Mark Bloomer, the President of Bloomer deVere (the "Bloomer Declaration"), filed in support of the Application; and the Court being satisfied, based on the representations made in the Application and the Bloomer Declaration, that Bloomer deVere does not hold or represent an interest adverse to the Debtors' estates and that Bloomer deVere is a

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<sup>1</sup> Capitalized terms that are used but not defined in this order have the meanings ascribed to them in the Application.

“disinterested person” within the meaning of section 101(14) of the Bankruptcy Code, as required by section 327(a) of the Bankruptcy Code; and the Court having jurisdiction to consider the Application and the relief requested therein in accordance with 28 U.S.C. §§ 157 and 1334 and the Standing Order M-61 Referring to Bankruptcy Judges for the Southern District of New York Any and All Proceedings Under Title 11, dated July 10, 1984 (Ward, Acting C.J.); and consideration of the Application and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Application having been provided in accordance with the procedures set forth in the order entered September 22, 2008 governing case management and administrative procedures [Docket No. 285] to (i) the United States Trustee for the Southern District of New York; (ii) the attorneys for the Official Committee of Unsecured Creditors; (iii) the Securities and Exchange Commission; (iv) the Internal Revenue Service; (v) the United States Attorney for the Southern District of New York; and (vi) all parties who have requested notice in these chapter 11 cases, and it appearing that no other or further notice need be provided; and the Court having found and determined that the relief sought in the Application is in the best interests of the Debtors, their estates and creditors, and all parties in interest and that the legal and factual bases set forth in the Application establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is

ORDERED that the Application is approved; and it is further

ORDERED that pursuant to sections 327(a) and 328(a) of the Bankruptcy Code, the Debtors are hereby authorized to employ and retain Bloomer deVere as the Debtors’ broker in connection with the sales of the Debtors’ aviation assets *nunc pro tunc* to the Commencement Date on the terms set forth in the Application; and it is further

ORDERED that Bloomer deVere shall receive compensation as set forth in the  
Application and the Marketing Agreements without further order of the Court.

Dated: December \_\_\_, 2008  
New York, New York

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UNITED STATES BANKRUPTCY JUDGE